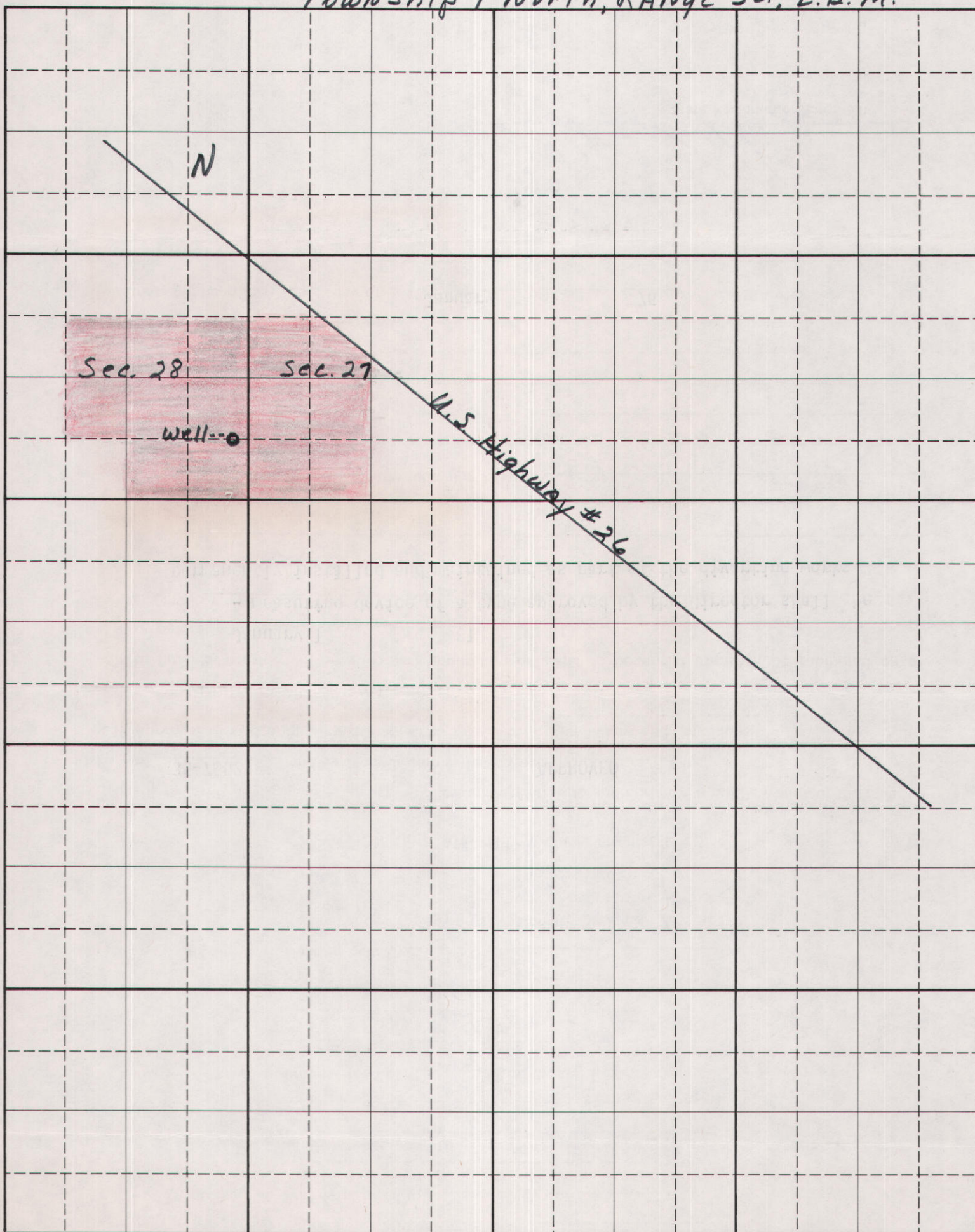


11. Map of proposed project:

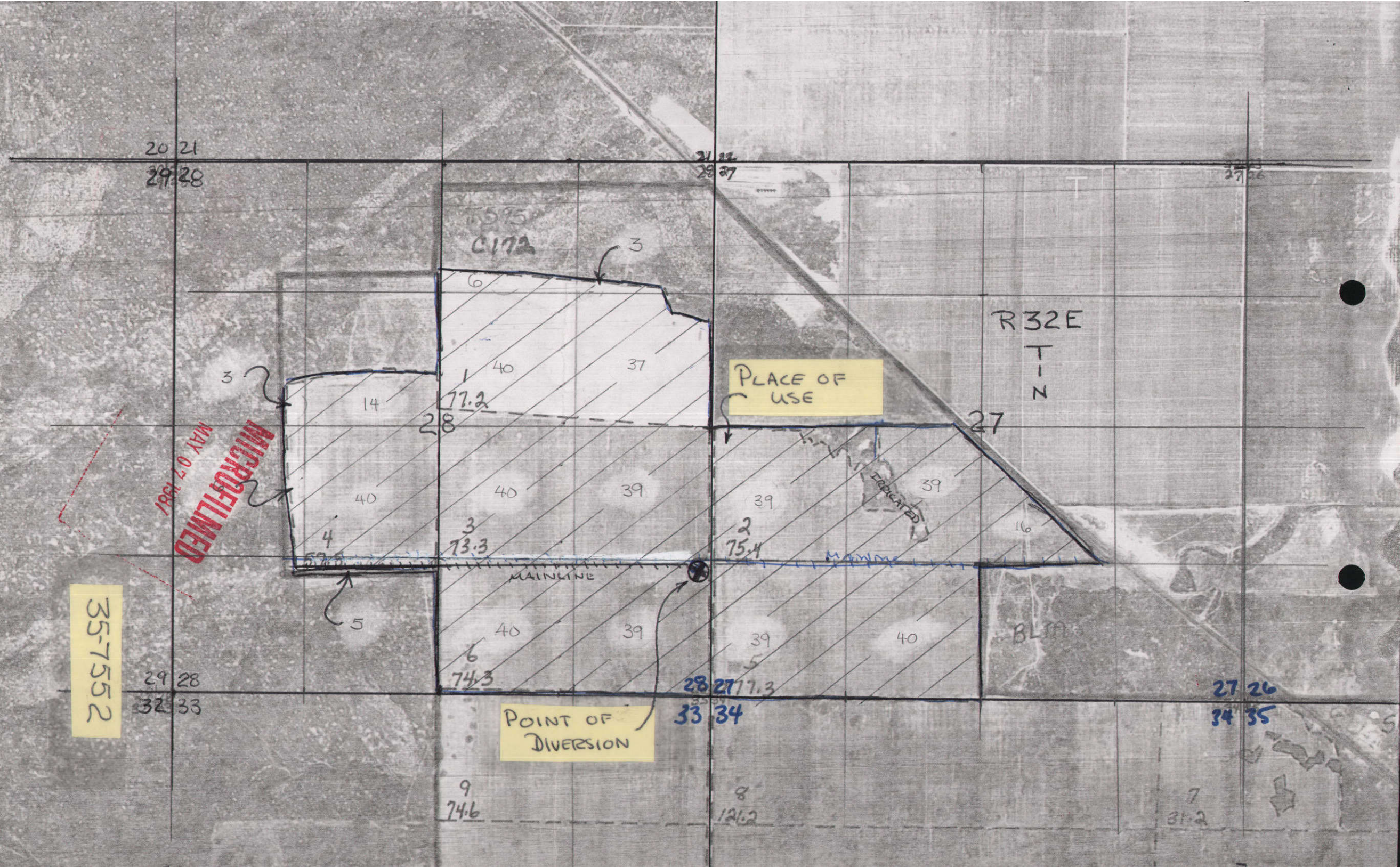
Township 1 North, Range 32, E.B.M.

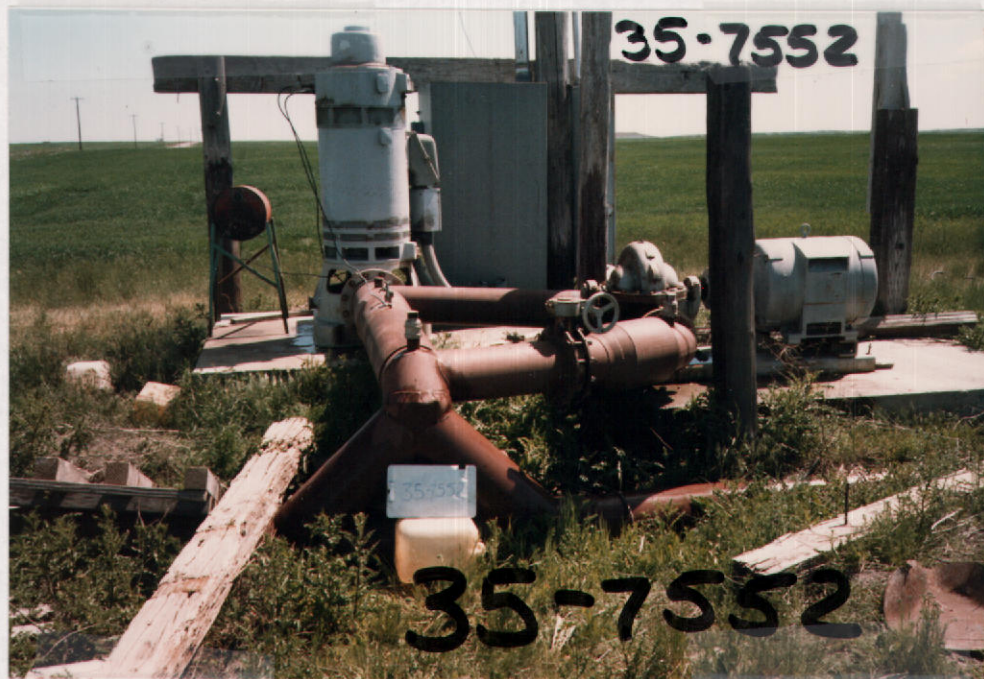


Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

V. P. Benson
(Applicant)

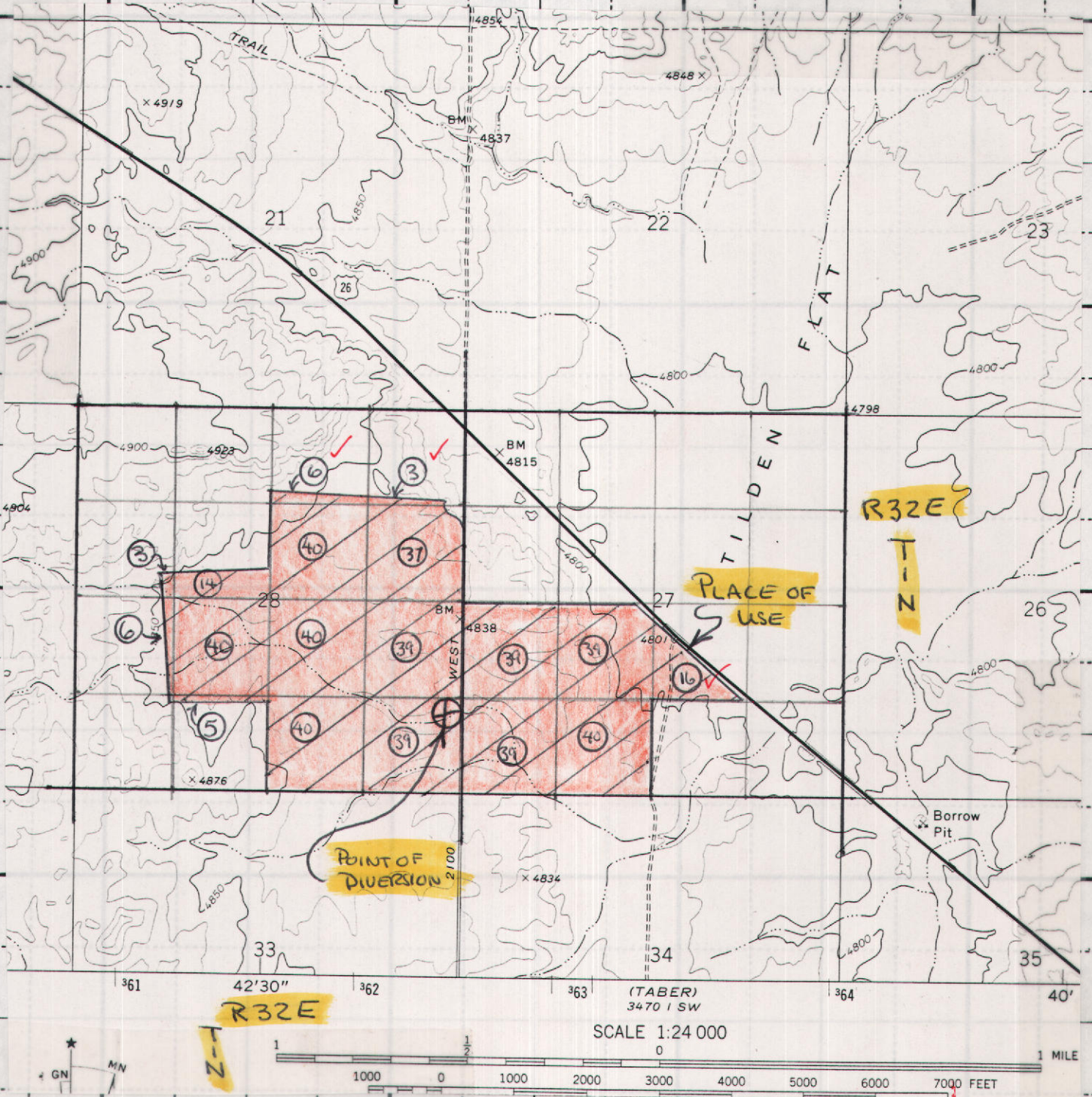




MICROFILMED

MAY 07 1987

35-7552



MICROFILMED

MAY 07 1987

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-7552

Priority: December 2, 1975 Amount: 7.00 CFS 1697.5 AFA

This is to certify, that V. R. BENSON
1604 W. TABER RD.

BLACKFOOT, ID 83221 has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated December 2, 1975, and has submitted proof to the Department of Water Resources on November 14, 1980, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of 7.12 cfs of water from a GROUNDWATER source and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Irrigation	04/01 to 11/01	7.00 cfs	1697.5 afa

LOCATION OF POINT OF DIVERSION(S): SESE, Sec. 28, Township 1N, Range 32E
Bingham County

PLACE OF USE: Irrigation

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
1N	32E	27	NESW 39	NWSW 39	SWSW 39	SESW 40		173
			NWSE 16					
	28		NENE 3	NWNE 6	SWNE 40	SENE 37		
			SWNW 3	SENE 14	NESW 40	NWSW 6		
			SESW 5	NESE 39	NWSE 40	SWSE 40		312
			SESE 39					

Total number of acres irrigated: 485

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 22nd day of April, 1987.

MICROFILMED

Acting for the Director

MAY 07 1987

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APR 09 1987

STATE OF IDAHO

Ident. No. _____

Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)**APPROVED**

Comes now V. R. Benson Phone 208-684-4685
of (address) 1604 W. Taber Rd Blackfoot, ID 83221, and represents to the
Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the
State of Idaho No. 35-7552, and requests that the permit be changed as follows:

1a. Point of diversion: SE 1/4 SE 1/4 Section 28 Township 1N Range 32E,
B.M., County of Bingham. Other points of diversion: _____

1b. Source: groundwater tributary to -----

2a. Period and nature of use:

Amount 7.0 for Irrigation purposes from 4/1 to 11/1 (both dates inclusive)
(cfs or ~~acre feet per annum~~)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

2b. The maximum quantity diverted shall not exceed 7.0 cfs or 1697.5 acre feet
per year.

3. Place of use or land to be irrigated:

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
1N	32E	28	3	6	40	37			3	14	40	6		5	39	40	40	39	312
		27									39	39	39	40		16			173

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MAY 07 1987

Total number of acres to be irrigated = 485

4. Date of priority: December 2, 1975

5. Conditions (if any):

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at V.R. Benson, this 7 day of April, 1987
V.R. Benson
(Signature)

FOR DEPARTMENT USE ONLY

Preliminary check by kw Fee = \$20.00 ✓ Received by rg Date 4/13/87 #4465E

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, A. KENNETH DUNN, of the Department of Water Resources hereby Approve the above Application for Amendment for Permit No. 35-7552.

Witness my hand this 22nd day of April, 1987.

Norman C. Young
Acting for the Director

MICROFILMED

MAY 07 1987

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF CHANGING THE MEASURING
DEVICE REQUIREMENT FOR PERMIT NO. 35-7552

ORDER

WHEREAS, the above numbered permit was approved with the condition that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works; and,

WHEREAS, on July 1, 1978, the Department adopted a new water measurement condition which states: "An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department"; and,

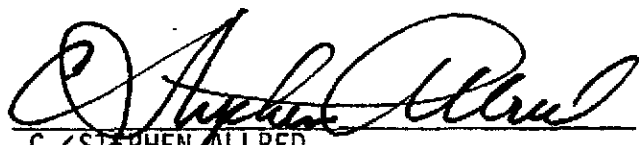
WHEREAS, the former condition required the permit holder to purchase and install a measuring device or hire a professional engineer to certify the rate of diversion; and,

WHEREAS, the measuring device condition effective July 1, 1978, requires less capital expenditure by the permit holder; and,

WHEREAS, to be equitable to holders of permits issued prior to July 1, 1978, the new condition should be retroactive;

NOW THEREFORE, it is hereby ordered that the condition of approval of this permit related to water measurement is hereby changed as follows: "The permit holder shall either install a measuring device or provide a certified measurement by a professional engineer or install an access port or other device as specified by the Department".

Dated this 18th day of August, 1978.


C. STEPHEN ALLRED
Director

MICROFILMED

Identification No. 35 7552
Application No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant V. R. BENSON
post office address Route 5, Box 101, Blackfoot, Idaho 83221
2. Source of water supply Subterranean flow which is a tributary of -----
3. a. Location of point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 28 Township 1 North
Range 32 E.B.M. Bingham County; additional points of diversion if any: -----

b. If water is not consumed, it will be discharged into ----- at a point in ----- $\frac{1}{4}$
of ----- $\frac{1}{4}$ of Section ----- Township ----- Range ----- B.M.
4. Quantity to be appropriated:
a. 7 cubic feet per second and/or
b. ----- acre feet per annum will be stored.
5. Water will be used for the following purposes:
Irrigation purpose from April 1 to November 1 (both dates inclusive)

purpose from ----- to ----- (both dates inclusive)

purpose from ----- to ----- (both dates inclusive)
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Irrigation well located at above
point of diversion equipped with 500 h.p. electric motor and turbine pump
with main line and lateral pipe lines extending over land to be irrigated

b. Height of storage dam ----- feet; active reservoir capacity ----- acre feet; total reservoir
capacity ----- acre feet; materials used in storage dam: -----

c. Proposed well diameter is 20 inches; proposed depth of well is 440 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 180,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation: N/A
(1) Give the place of use of water: ----- $\frac{1}{4}$ of ----- $\frac{1}{4}$ of Section ----- Township -----
Range ----- B.M.
(2) Amount of power to be generated: ----- hp under ----- feet of head.
(3) List number of each kind of livestock to be watered -----

(4) Name of municipality to be served -----, or number of families to be
supplied with domestic water -----.
(5) If water is to be used for other purposes describe: -----

RECORDED

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

[illegible]

Total number of acres to be irrigated 540

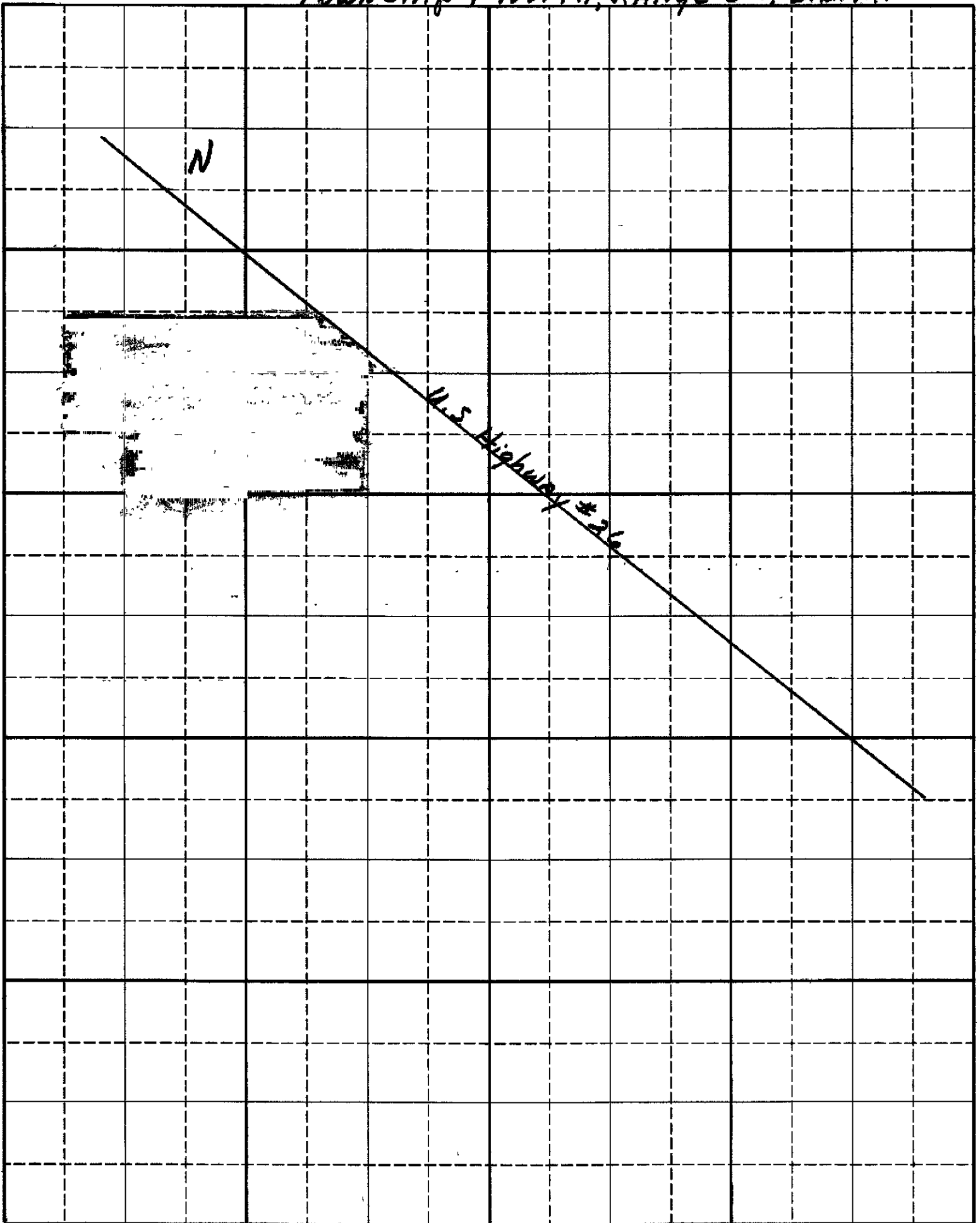
c. Describe any other water rights used for the same purposes. None

9. a. Who owns the property at the point of diversion Applicant
b. Who owns the land to be irrigated or place of use Applicant
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing -----

10. Remarks _____

11. Map of proposed project:

Township 1 North, Range 32, E.B.M.



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

V. R. Benson
(Applicant)

PROPOSED PRIORITY: 12-02-1975

The 12-03-75 10:11 a.
Received by DRB Date 12/02/75 Time 10:20 am

Preliminary check by du Fee \$ 25.00

Receipted by MLB Date 12-2-75 Red #3242

Publication prepared by ML Date 12-05-75

Published in The Blackfoot News

Publication dates Dec 11 & Dec 18, 1975

Publication approved me Date 12-23-75

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by W DF

ACTION OF STATE RECLAMATION ENGINEER

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 35-7552, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before January 1, 19 81.
- c. Other: A measuring device of a type approved by the Director shall be permanently installed and maintained as part of the diverting works.

2. Denial of said application is for the following reasons: _____

Witness my hand this 9 day of January, 19 76.

R. Karl Hiji
State Reclamation Engineer

RECEIVED

DEC 23 1975

Department of Water Resources
Eastern District Office

AFFIDAVIT of PUBLICATION

County of Bingham)
State of Idaho) ss.

I, David Mark Brown do solemnly

swear that I am the Publisher of
The Blackfoot News which is a daily newspaper of general
circulation published each day except Sunday at Blackfoot,
Bingham County, Idaho, said newspaper having been so
published at Blackfoot, aforesaid for more than one year
past, that said newspaper heretofore complied with all the
provisions of Chapter 154 of the Sessions Laws of Idaho of
1933, approved March 11, 1933, and duly designated,
pursuant to law, a particular day of the week as the day on
which legal notices required by law or by the order of any
Court of competent jurisdiction within the State of Idaho
shall be published to-wit: Friday of each week; that the
notice attached hereto and which is a part of this affidavit
and part of the proof of publication was, published in said

Friday issue of said newspaper 2 consecutive

weeks, the first publication having been made on
the 11th day of November, 19 75,

and the last publication having been made on the
18th day of December, 19 75, that said

notice was published in the regular and entire issue of every
number of the paper as aforesaid during the period and time
of publication, and that notice was published in the
newspaper and not in a supplement.

David Mark Brown
Subscribed and sworn to before me this 19th

day of December, 19 75.

Patricia A. Johnson
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
Oct 20, ~~1975~~ 1976

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that
V.R. BENSON, Blackfoot,
Idaho, has on 12-02-75, sub-
mitted Application No. 35-7552,
for a permit to appropriate 7.00
cubic feet per second of water
from a ground-water source by
means of well and pump within
the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec 28, T 1N, R.
32E, B.M., Bingham County; to
be used from Apr. 1 to Nov 1 for
the irrigation of 540 acres
within the S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, Sec.
27, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$,
NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec 28, T. 1N,
R. 28E, B.M.

If issued, this permit will be
subject to all prior water rights.
Protests against the granting of
the permit must be filed with
the Idaho Department of Water
Resources, 1515 Lincoln Road,
Idaho Falls, Idaho, 83401, on or
before December 29, 1975.

R. KEITH HIGGINSON
Director

(4478)
Pub.: 12-11, 18

April 23, 1987

V. R. BENSON
1604 W. TABER RD.
BLACKFOOT, ID 83221

RE: Permit No. 35-7552

Dear Permit Holder(s):

Enclosed herewith is a copy of your Water Right License issued on the above referenced permit along with a copy of your approved application for amendment.

Should you have any questions regarding these documents, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

MAY 07 1987

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JAN 02 1987

Department of Water Resources

Mr. Jim Johnson

Pertaining to Permit # 35-7552

V. L. Benson Permit Holder.

1604 W. Taber Rd.

Blackfoot Id. 83221

According to our telephone conversation Dec. 29th at 9:00 a.m. You requested that I send a letter asking for a delay of any cancellation procedure of permit # 35-7552.

We spend the winter in Arizona. I am unable to get the files on our pumps until we return to Idaho in late April. At that time we will call & complete the permit. If there are any questions please let me know at this time.

MICROFILMED

Sincerely

V. L. Benson

MAY 07 1987

Venture Out # 527

Tel 602-832-5660

Mesa, Arizona 85205

CONVERSATION MEMORANDUM

DATE 12-29-86

FILE 35-7552

NAME OF PARTY V. R. BENSON

EMPLOYEE Jim J.

RE: REQUEST FOR ADDITIONAL TIME TO RESPOND
TO AMENDMENT OF PERMIT.

MR. BENSON CALLED IN REFERENCE
TO MY CORRESPONDANCE OF 12-12-86.

HE IS CURRENTLY IN ARIZONA
AND WILL NOT RETURN TO IDAHO UNTIL
FEBURARY. HIS RECORDS ARE IN BOBI IDAHO
AND HE WOULD LIKE TO REVIEW THEM BEFORE
HE RETURNS THE AMENDMENT.

I DON'T SEE ANY REASON FOR
NOT GIVING HIM THE ADDITIONAL TIME.

MICROFILMED

MAY 07 1987

December 12, 1986

RE: Permit No. 35-7552

V. R. Benson
1604 W. Taber Rd.
Blackfoot, ID 83221

Dear Permit Holder:

On October 8, 1986, we forwarded an amendment to you to be completed to amend this permit to correspond with the findings of the field examiner so that we could issue this license.

As of this date, we have not received this amendment. If we do not receive it within fifteen (15) days, we will assume you no longer have any interest in this permit and cancellation proceedings will begin.

If you have any questions, please contact us.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

MICROFILMED

MAY 07 1987



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

October 8, 1986

RE: Permit No. 35-7552

V. R. Benson
1604 W. Taber Rt.
Blackfoot, ID 83221

Dear Permit Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed application for amendment contains all of the information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 30 days.

If you do not concur with these findings or if you have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

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MAY 07 1987

RECOMMENDED AMOUNTS

- | | | | | | | |
|----|-------------------|-----------------|---------------|------------------|-----------------------------|------------------------|
| 3. | Permit No. | Priority | Amount | App. Date | Date Proof Submitted | System Capacity |
| | 35-7552 | | | | | |

4. Permit Holder: _____

Address: _____

5. Source: GROUNDWATER tributary to _____

6. Beneficial Use	Period of Use		Rate of Diversion	Annual Volume
	From	To	Q (cfs)	V (afa)
<u>IRRIGATION</u>	<u>4/1</u>	<u>11/1</u>	<u>7.00</u>	<u>1697.5</u>

Allowable Maximums: 7.00 cfs 1697.5afe

7. Point(s) of Diversion:

[illegible]

8. Place(s) of Use

[illegible]

9. Recommended Conditions/Remarks: _____

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MAY 07 1981

10. Recommended Amendments

☒ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None

☐ Change P.U. as reflected above ☒ Add P.U. as reflected above ☐ Other

11. Examiner's Signature John W. Arambon Date 7-11-86

Checked in Regional Office by Keith C. Wilson Date 1-23-86

Approved in State Office by Jim Johnson Date 9-22-86

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

35-7552
Permit No.

1. Measurement Calculations

a) Field Measurement Calculations (Include theoretical capacities and system capacity)

Theoretical $Q = \frac{8.814 (\text{hp}) (\text{eff})}{\text{head} + (\text{PSI} \times 2.308)} = \frac{(8.814)(450)(925)}{330 + (83 \times 2.308)} = 7.03 \text{ cfs}$

$Q_{\text{WEST SIDE (COX Meter)}}$: Manometer 10.4" $\rightarrow$ 15.5" Cox Manometer
 $Q = AV = \left[\frac{\pi \left(\frac{11.75}{12} \right)^2}{4} \right] [15.5 \times 0.32] = (0.75 \text{ ft}^2) (4.96 \text{ ft/sec}) = 3.73 \text{ cfs}$

$Q_{\text{EAST SIDE ANNULAR}}$: Manometer = 8.2
 $Q = \frac{3.85 (\text{id})^2 \sqrt{\text{inches}}}{448.8 \text{ gpm/cfs}} = \frac{3.85 (11.75)^2 \sqrt{8.2}}{448.8 \text{ gpm/cfs}} = 3.39 \text{ cfs}$

$Q_{\text{TOTAL}} = Q_{\text{WEST}} + Q_{\text{EAST}} = 3.73 \text{ cfs} + 3.39 \text{ cfs} = 7.12 \text{ cfs}$ ✓ $\text{PERMIT } Q = 7.0 \text{ cfs}$

$Q_{0.02 \text{ cfs/ac}} = 485 \text{ ac} \times 0.02 \text{ cfs/ac} = 9.70 \text{ cfs}$

$Q_{\text{LIMITED BY PERMIT}} = 7.0 \text{ cfs}$ ✓

b) Volume Calculations for Irrigation:

$V_{\text{IR}} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 485 \text{ ac} \times 3.5 \text{ afu} = 1697.5 \text{ afu}$
 $V_{\text{DR}} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 7 \text{ cfs} \times 214 \text{ days} \times 1.9835 = 2971.3$
 $V = \text{Smaller of } V_{\text{IR}} \text{ and } V_{\text{DR}} = 1697.5$

c) Volume Calculations for Other Uses: NONE

2. Overlap Review

a) Other water rights with same place of use: NONE

b) Other water rights with same point of diversion: NONE

c) Analysis:

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MAY 07 1987

Place of
Use

Point of
Division

35-7532

$$5.1'' = .998mi$$

$$5.1'' = 1mile$$

$$\frac{5.1}{.998} = \frac{x}{1}$$

10.2

$$5.15'' = 1mile$$

5.13

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MAY 07 1987



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MAY 07 1987

35-7552

RECEIVED

JUL 24 1986

Department of Water Resources

Permit No. 35-7552

Phone No.

1. Owner: V.R. Benson Phone No. _____
Current Address: 1604 W. Taber Rd Blackfoot Id 83221

2. Accompanied by: Blaine Benson EXAM. DATE: 16 June 1986
Address: 2079 West 1200 North Blackfoot Id 83221 Phone No. 684-4993
Relationship to Permit Holder: Son

3. Source: GROUNDWATER tributary to

Well/Diversion* No.	Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
well	GE/1775	450	ALT108013	Layne Bowler	175-72611
Booster	Marathon	150	DM96644-12/15	Aurora	75-12410

*Code with points of diversion, system diagram & photos on reverse side. Disregard if only one.

5. System Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)
 well, pump mainline with Booster to 9- $\frac{1}{4}$ mile & 2- $\frac{3}{8}$ mile wheel line 4- $\frac{1}{4}$ mile hand line
 32 sprinkles on each $\frac{1}{4}$ mile line $\frac{5}{32}$ id
 41 " on each $\frac{3}{8}$ mile line $\frac{5}{32}$ id

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Pitot flow Meter		Cox		120385	6-12	-
Manometer						
Flow Meter Station	Annular	Deterich	7517-316-SS	191158	12"	-

7. Measurements 83 psi' ^{Bowls 380 #330 Stacks}
~~Stacks~~ 4116 depth of water ☐ Additional data/computation sheets attached

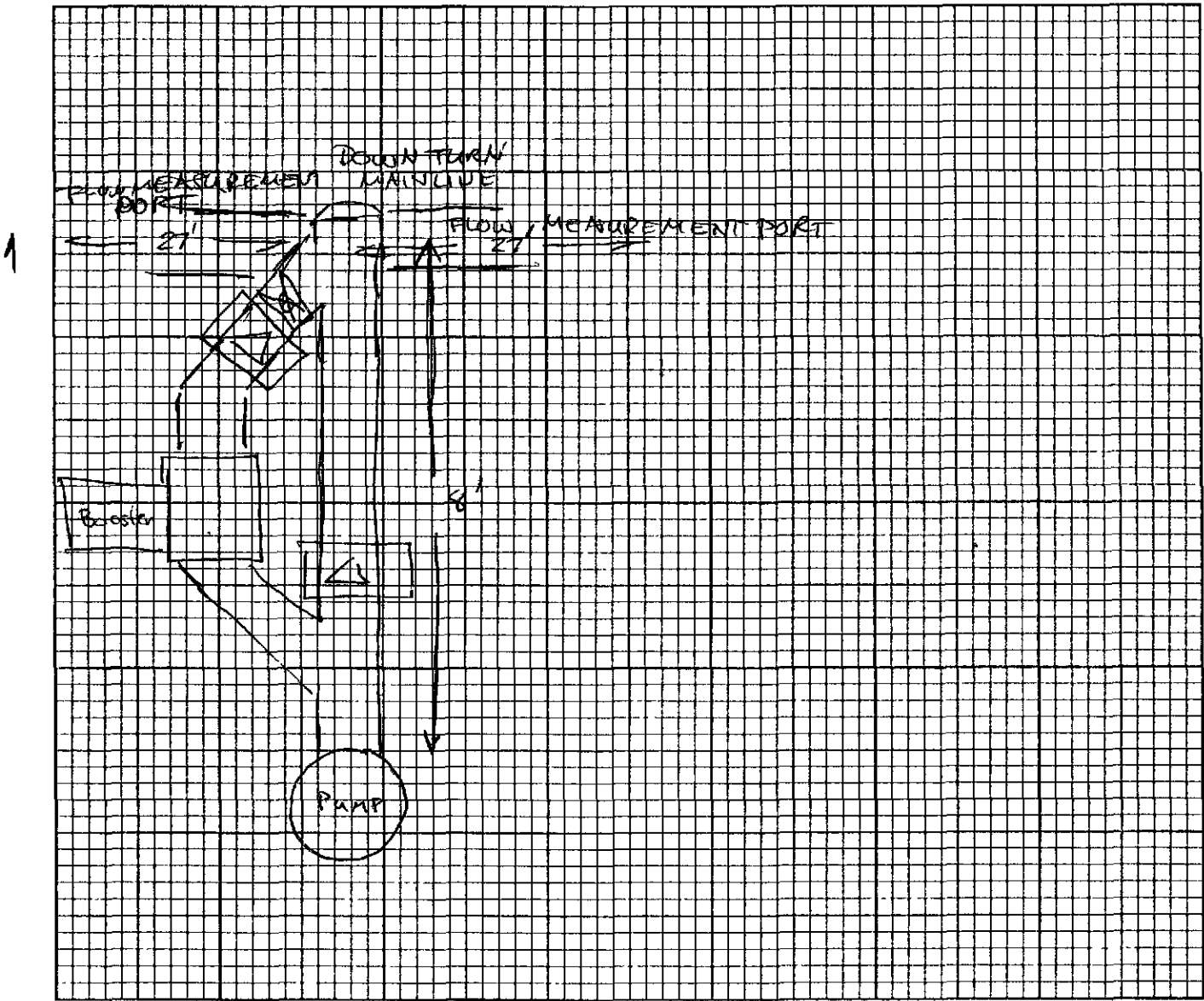
West side Mainline 11 3/4" id (Fox Meter) ~~23.0 - 12.8 =~~ 23.1 - 12.7 = 10.4"

East side Mainline 11 3/4" id (annular) 21.6 - 13.4 = 8.2

8. Point(s) of Diversion:	Indicate Method of Determination
---------------------------	----------------------------------

[illegible][illegible]

10. Other water rights on these lands _____
11. Other water right diverted from same p.d. _____
12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☐ Photo of Diversion & System Attached
- ☐ Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached

14. Remarks _____

15. Recommended Amendments
- ☒ Change P.D. as reflected above

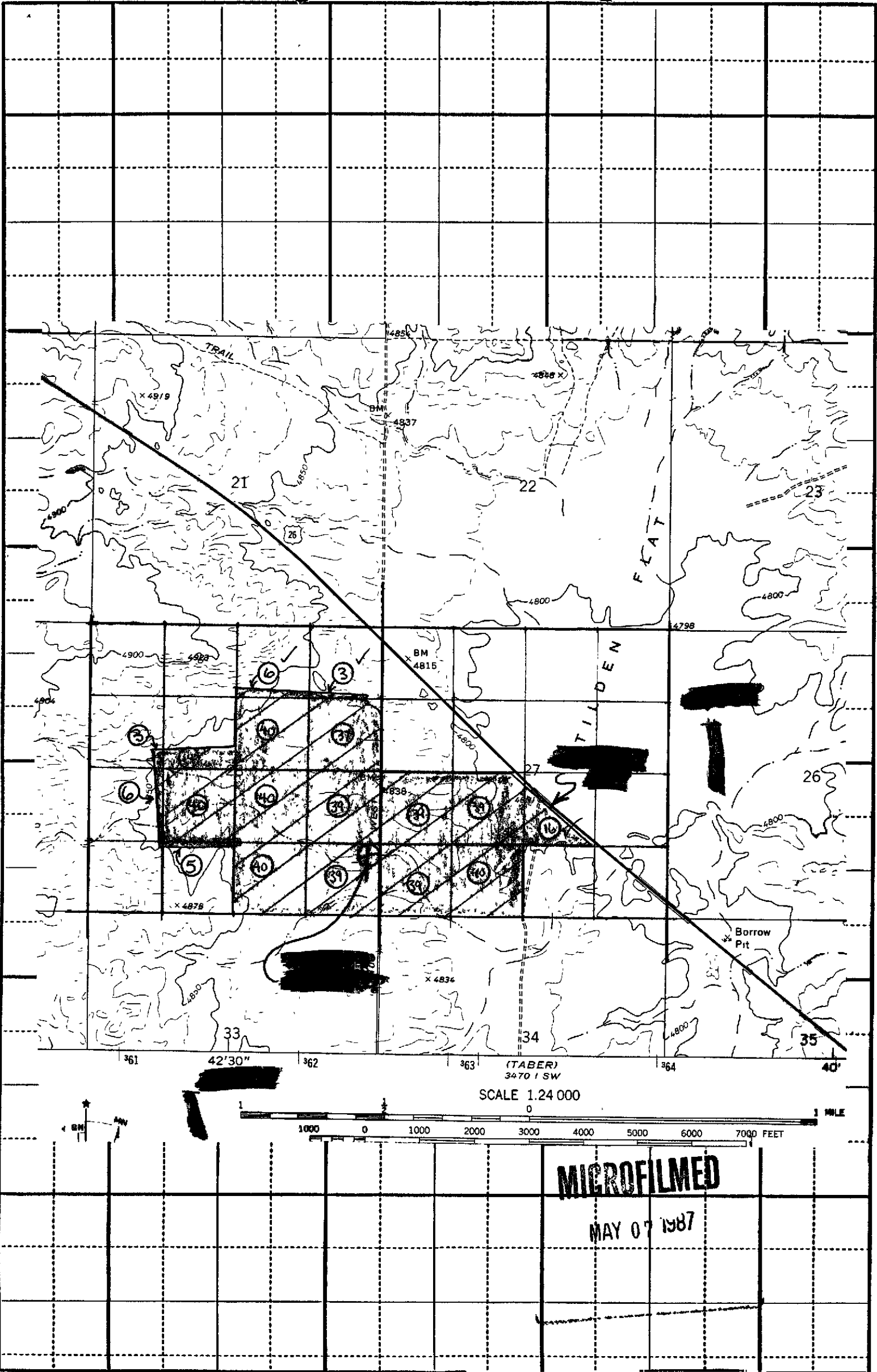
☐ Add P.D. as reflected above

☐ None
- ☐ Change P.U. as reflected above

☒ Add P.U. as reflected above

☐ Other
16. Examiner's/Consultant's Signature Keith Cullison Date 16 June 1986
- Consultant's License Number _____ W. Arambam 7-17-86
- IDWR Director's Authorization to Conduct
- Beneficial Use Examination _____
- Date _____

REPROFILMED
MAY 07 1987



MAY 13 1986

4/86

Department of Water Resources
Eastern District Office

For Office Use Only
Fee Received 250.00
Date 5-13-86
Receipt # 39629
Receipt by CW
Sent to S.O. 5-15-86

RECEIVED
MAY 13 1986

Department of Water Resources
Eastern District Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EXAMINATION FEE INFORMATION

RECEIVED
MAY 19 1986

1. Permit No. 35-7552

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE. Department of Water Resources

☒ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)

2. Permit Holder: V. R. Benson

3. Post Office Address: 1604 West Taber Rd.

Blackfoot, Idaho 83221 Telephone No. 684-4685

4. Source of Water: Well

5. Extent of Use:

Domestic _____ (No. of households) Stockwater _____ (No. and type of stock)

Irrigation 540 (acres) Other/Remark _____

6. Total rate &/or volume for which proof is submitted 6.01-7.0 601-700 ~~401-500~~ acre-feet

7. Show the date water was first diverted and beneficially used under this permit:

8. Person to contact to accompany the department representative during the field examination:

Blaine Benson
(Name)

2079W, 1200 North, Blackfoot, Id. 83221 684-4993
(Address) (Telephone Number)

☐ I choose to have the field examination conducted by a certified water right examiner. Attached is a statement from the certified examiner I have selected verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.)

Date May 6, 1986

V. R. Benson
Signature of Permit Holder (and title, if appropriate)

MICROFILMED

copy retained for file

May 8, 1986

V. R. Benson
1604 West Taber Rd.
Blackfoot, Idaho 83221

Dear Mr. Benson:

Thank you for your quick response to our exam fee letter. I reviewed your information form and permit and I find that the 7.0 cfs maximum allowed on permit 35-7552 only requires a fee of \$250.00 rather than the \$275.00 you sent. I have enclosed your information form and check no. 3035 for \$275.00 and would request that you re-submit the form with a check for \$250.00 instead.

Sincerely,

Harold W. Jones
Senior Resource Agent

HWJ/md

Enclosure

MICROFILMED

MAY 07 1987



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address
Statehouse
Boise, Idaho 83720

35-7552
PENSON, V. R.
RT. 5 BOX 118
BLACKFOOT, ID 83221

138574

April 30, 1986

CERTIFIED MAIL

EXAMINATION FEE NOTICE

Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the department, but you must within sixty (60) days of the date of this letter return to the department, the examination fee information sheet showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and submit the fee needed for the department to conduct the field examination, but you may change to another certified examiner.

Certified water right examiners are licensed engineers, geologists, or land surveyors certified by the department to conduct water right examinations. The procedure for certifying examiners results from the recently enacted HB 671 and is being developed at this time. A listing

of certified water right examiners will be available from this department when examiners have been certified.

If your permitted use, in fact, has already been examined by the department and you have not asked to have the examination repeated, the fee requirement is not applicable to your permit. If you believe this is the case, please contact the department.

The license examination fee is to be based on the amount of water you indicate you have developed, as listed in item 6 on the examination fee information sheet. The amount of water on which the examination fee is based can be less than the permitted amount, if less water has been diverted and beneficially used. The licensed amount of water, however, will not exceed the amount you claim on the examination fee information sheet. The enclosed license examination fee schedule shows a listing of applicable fees.

FAILURE TO SUBMIT WITHIN THE SIXTY (60) DAY PERIOD, THE FEE OR THE STATEMENT THAT A CERTIFIED EXAMINER HAS BEEN RETAINED TO MAKE THE FIELD EXAMINATION, WILL BE CAUSE TO ADVANCE THE PRIORITY OF THE PERMIT ONE DAY FOR EACH DAY THAT THE FEE SUBMITTAL IS LATE.

FAILURE TO SUBMIT THE FEE OR THE COMPLETED FIELD EXAMINATION REPORT WITHIN A YEAR WILL BE CAUSE TO CONSIDER THE PROOF OF BENEFICIAL USE TO BE INCOMPLETE AND TO LAPSE THE PERMIT.

The attached examination fee information sheet and the fee may be submitted to the following department offices.

Northern Region

Idaho Dept. of Water Resources
4055 Government Way
Coeur d'Alene, ID 83814
Phone: 765-4639

Eastern Region

Idaho Dept. of Water Resources
150 Shoup Ave., Suite 15
Idaho Falls, ID 83401
Phone: 525-7161

Southern Region

Idaho Dept. of Water Resources
1041 Blue Lakes Blvd. North
Twin Falls, ID 83301
Phone: 734-3578

Western Region

Idaho Dept. of Water Resources
450 W. State St., (Third Floor)
Boise, ID 83720
Phone: 334-2190

Sincerely,



L. GLEN SAXTON
Chief, Operations Bureau

Enclosures

MICROFILMED

MAY 07 1987



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES EASTERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 520-7136

December 19, 1980

RE: Permit No. 35-7552

V.R. Benson
Rt.#5, Box 115
Blackfoot, Idaho 83221

Dear Mr. Benson:

We acknowledge receipt of the proof of beneficial use card submitted for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our eastern regional office.

Very truly yours,

HAROLD W. JONES
Water Resource Agent

cc: IDWR - State Office

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 35-75

Name(s) of Permit Holder:

V. R. BENSON

Post Office Address:

RT. 5 Box 118

Blackfoot, Idaho

Tel. No. 208-684-46

Source of Water:

Under Ground

Extent of Use:

☐ Domestic

(number of households)

☐ Stockwater

(number and type of stock)

☐ Irrigation

480

(acres)

☐ Other

Measuring Device:

Required?

☐ Yes

☐ No

Installed?

☐ Yes

☐ No

Access Port:

Required?

☒ Yes

☐ No

Installed?

☐ Yes

☐ No

The above information is a true statement of the extent to which the above numbered permit has been developed.

7-15, 1980

Date

V. R. Benson

Signature of Permit Holder

PERMIT 35-75

Mr. & Mrs. V. R. Benson
Route 5, Box 118
Blackfoot, Idaho
83221



RETURNED



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

Department of Water Resources

NOV 14 1980

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

BENSON, V. R.
RT. 5 BOX 101
BLACKFOOT, ID 83221

138564

OCTOBER 31, 1980

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 35-7552 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE JANUARY 01, 1981. (SEE LAST PAGE OF YOUR APPROVED PERMIT). ENCLOSED IS A POST CARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF OF BENEFICIAL USE.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU HAVE NOT PREVIOUSLY RECEIVED AN EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME PROVIDED THE DELAY IS FOR REASONABLE CAUSE AS INDICATED IN SECTION 42-204, IDAHO CODE, AMENDED. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. A REQUEST FOR EXTENSION OF TIME FORM IS ENCLOSED FOR YOUR CONVENIENCE. PLEASE NOTE THAT A FEE OF \$15.00 MUST BE SUBMITTED WITH THIS FORM.

EITHER THE BENEFICIAL USE POST CARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE MENTIONED DATE, OTHERWISE, THE PERMIT WILL LAPSE AND BE OF NO FURTHER FORCE OR EFFECT WITHIN 60 DAYS.

SINCERELY,

RICH FLECK
SR. SECRETARY

ENCLOSURES

RECEIVED
OCT 31 1980



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

C STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 334-4440

May 30, 1980

Dear Wateruser:

The enclosed Order changes the measuring device condition of approval on your water right permit.

The changed condition is less restrictive and provides you the option to install an access port or have your system measured and certified by a professional engineer. Instructions for access port installation are also enclosed.

If you have questions regarding this matter, please contact the Regional Office nearest to you.

Sincerely,

David R. Tuthill Jr.

DAVID R. TUTHILL JR., P.E.
Supervisor, Water Allocations Section

DRT:jg

Enclosures

Northern Region Office
Rt. #5 Box 203, Government Way
Coeur d'Alene, Idaho 83814

Eastern Region Office
1515 Lincoln Road
Idaho Falls, Idaho 83401

Southern Region Office
1041 Blue Lake Boulevard North
Twin Falls, Idaho 83301

Western Region Office
92 South Cole Road
Boise, Idaho 83705

MILWAUKEE

January 12, 1976

Re: Permit No. 35-7552

**V. R. Benson
Route 5 - Box 101
Blackfoot, Idaho 83221**

Dear Mr. Benson:

Enclosed is a copy of your approved Application for Permit No **35-7552** . We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosures

December 5, 1975

RE: Application for Transfer No. 35-2898
Claim to a Water Right No. 35-4044
Application for Permit No. 35-7548.
" " 35-7550
" " 35-7551
) " ? 35-7552

The Blackfoot News
P.O. Box 70
Blackfoot, Idaho 83221

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

RONALD D. CARLSON
Supervisor
Eastern Region

RDC:ME

Legal Notices (6)

Bill submitted 12-23-75 by me

RECEIVED
MAY 07 1987

**NOTICE OF
APPLICATION FOR
WATER PERMIT**

Notice is hereby given that
V.R. BENSON, Blackfoot,
Idaho, has on 12-02-75, sub-
mitted Application No 35-7552,
for a permit to appropriate 7.00
cubic feet per second of water
from a ground-water source by
means of well and pump within
the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec 28, T. 1N, R.
32E, B.M., Bingham County; to
be used from Apr 1 to Nov 1 for
the irrigation of 540 acres
within the S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, Sec
27, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$,
NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec 28, T. 1N,
R. 28E, B.M.

If issued, this permit will be
subject to all prior water rights.
Protests against the granting of
the permit must be filed with
the Idaho Department of Water
Resources, 1515 Lincoln Road,
Idaho Falls, Idaho, 83401, on or
before December 29, 1975

R. KEITH HIGGINSON
Director

(4478)

Pub. 12-11, 18

RECEIVED
MAY 07 1976

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that V.R. BENSON.

Blackfoot, Idaho

has on 12-02-75 submitted Application No. 35-7552

for a permit to appropriate 7.00 cubic feet per second ~~acre feet per annum~~

of water from a ground-water source

by means of well and pump

within the NE $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 28, T. 1N, R. 32E, B.M., Bingham County;

to be used from Apr. 1 to Nov. 1

for the irrigation of 540 acres

within the ~~SE $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 27, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 28, T. 1N, R. 28E,~~
B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before December 29, 1975.

R. KEITH HIGGINSON

Director

Published in the Blackfoot News, Blackfoot, Idaho

on December 11 and December 18, 1975.

*me. 5
me. 8.
me. 0.*

Law Offices

FURCHNER, MARTSCH & BAKER

178 W. JUDICIAL STREET

BLACKFOOT, IDAHO 83221

November 25, 1975

RECEIVED

DEC 3 1975

Department of Water Resources
Eastern District Office

AREA CODE 208
785-2310

P. O. BOX 752

H. WILLIAM FURCHNER
JAMES L. MARTSCH
DWIGHT E. BAKER

Idaho Department of Water Administration
Eastern District Office
240 South Holmes Avenue
Idaho Falls, Idaho 83401

Gentlemen:

We enclose herewith a water application for V. R. Benson of Route 5, Box 101, Blackfoot, Idaho, together with our check number 4850 in the amount of \$85.00, which we calculate to be the proper fee for his permit.

If you find this application to be in order and when the permit has been issued, please return the same to us for delivery to Mr. Benson.

Very truly yours,

FURCHNER, MARTSCH & BAKER

H. William Furchner

H. William Furchner

Encls:
HWF:fb

RECEIVED

DEC 2

Department of Water Resources

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. _____

- ☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

LH 12-4-75

(1) " "

In form to receipt *YES*

(2) " "

Send Copies to:

- Idaho State Health Department
 Idaho Fish and Game Department
NA Bureau of Land Management

(3) " "

- Request Special Use Permit from U.S.F.S.
NA Request Easement from B.L.M.
 Request Information from Applicant

(4) " "

In form for advertising *YES*

(5) *NOT* 12-29-75

Platted on Map No. 1N, 32E

(6) " "

NA Located within Water District No. _____

(7) " "

Critical groundwater area: yes no ☒

(8) " "

Groundwater levels:

 Declining, ☒ Stable, Increasing

(comment) Ref Obs well 2N 31E 35 DEC 1

(9) " "

Other rights on the same place of use *None*

(10) " "

Comments: No other G.W. rights

(11) me 12-23-75

Affidavit of Publication received(date) 12-23-75

(12) me 12-29-75

Final date for protests December 29, 1975
Protests received: yes no ☒

(13) *NOT* 12-29-75

All requested information received from agencies or applicant: yes ☒ no

(14) *NOT* 12-29-75

Action recommended:

RECEIVED

☒ Approve DEC 31 1975 Deny

 Proposed Priority Department of Water Resources

 Reason for Reduction

☒ Measuring device required

 See attached sheet for other conditions of approval

 No special conditions for approval

(15) District Eastern By KD Fawcett Date 12-29-75

*Also send
copy of permit
to atty (see file)
dr*

*12-8-75
out
12/8*

IDENT. NO. 35-7552

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT DATA ENTRY LOG

[illegible]